ELECTION

POLL LIST,

STATE OF NEW YORK,

For 1896

FOR

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TOWN OF Dian

OF THE

COUNTY OF ULSTER.

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ELECTION

POLL BOOK,

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STATE OF NEW YORK.

Adapted to the Election Law, Chap. 909, Laws of 1896, Constituting Chapter Six of the General Laws.

Defining the Duties of Inspectors, Ballot Clerks, Poll Clerks and Watchers on Election Day, from the Opening to the Closing of the Polls.

COMPILED BY WILLIAM J. HALPEN.

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1896

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DUTIES OF INSPECTORS, BALLOT, POLL CLERKS AND WATCHERS ON ELECTION DAY.

CHAPTER 909, LAWS 1896.

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Sec. 13. Vacancy in poll and ballot clerks in towns.— If at any time of any election at which poll clerks and ballot clerks are required to be present at the polling place in any election district, the office of a poll clerk or of a ballot clerk of such district shall be vacant, or a poll clerk or ballot clerk shall be absent, the inspectors of election in such district shall be vacant, or a poll clerk or ballot clerk, that the constitutional and statutory oaths of office.

§ 14. Organization of boards of inspectors; supplying vacancies and absences.—

Before otherwise entering upon their duties, the inspectors of each district shall meet and appoint one of their number chairman; or, if a majority shall not agree upon such appointment, they shall draw lots for that position. If at the time of any meeting of the inspectors there shall be a vacancy in the office of any inspector, or if any inspectors shall be absent from any such meeting, the inspector or inspectors present shall appoint a qualified elector of the district, who shall be a member of the same political party as the absent inspector, to act until such absent inspector, or his successor duly appointed under the provisions of section twelve, shall appear; and such person, if so serving temporarily, shall serve without pay. If, at any such time, the offices of all inspectors are vacant, or no inspector shall appear within one hour after the time fixed by law for the opening of such meeting, the qualified voters of the district present, not less than ten, may designate four qualified electors of the district belonging to the political parties as specified in section eleven, to fill such vacancies, or to act in the place of such inspectors respectively, until the absent inspectors respectively appear. If at any time there shall be a vacancy in the office of any poll clerk or ballot clerk, or if any poll clerk or ballot clerk to fill such vacancy. Every person so appointed or designated to act as an inspector, poll clerk or ballot

clerk or ballot clerk shall be absent from such meeting, the inspector or inspectors present shall appoint a qualified elector of the district, who shall be a member of the same political party as the absent polit clerk or ballot clerk to fill such vacancy. Every person so appointed or designated to ach sent political party as the absent political party and the public clerk color and the public clerk color by inspectors.—All meetings of the board of inspectors shall be public. Such board and each individual member thereof shall have full authority to preserve peace and good order at such meetings, and around the polls of elections, and to keep the access the public of the polls of elections, and to keep the access party of the polls of the public o

ering within such polling place, or within one hundred feet therefrom, in our public street, or in any building or room or in a public manner, and no pollited banner, paster or placard shall be allowed in or upon such polling place shall be designation, and the street of the circumstance of the circumstan

aid of glasses, from seeing the names printed upon the official ballot, or so crippled that he can not enter the voting booth and prepare his ballot without assistance; or any elector in an election district who is not required by law to personally register, who is unable to write by reason of illiteracy, or is physically disabled in one or more ways described in the third subdivision of section thirty-four of the election law, and who shall make the statement under oath to the inspectors in the form required in said subdivision, may choose two of the election officers, both of whom shall not be of the same political faith, to enter the booth with him, to assist him in preparing his ballots. At any town meeting or village election, where the election officers are all of the same political faith, any elector entitled to assistance as herein provided may select one of such election officers and one elector of such town or village of opposite political faith from such election officers os selected, to render such assistance. Such election officers or persons assisting an elector shell not in any manner request or seek to persuade or induce any such elector to vote any particular ticket, or for any particular candidate, and shall not keep or make any memoranda or entry of anything occurring within such booth, and shall not, directly or indirectly, reveal to any other person the name of any candidate voted for by such elector, or which ticket he has voted, except they be called upon to testify in a judicial proceeding for a violation of this act, and each election officer, become the opening of the polls for the election, shall make oath that he "will not in any manner request, or seek to persuade, or induced any elector vote any particular ticket or for any particular candidate, and that he will not keep or make any memoranda or entry of anything occurring within the booth, and that he will not keep or make any memoranda or entry of anything occurring within the booth, and that he will not keep or make any memorand

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at the head of the ticket.

2. If the elector desires to vote a split ticket, that is, for candidates of different parties, he must not make a cross X mark in the circle above the name of any party, but shall make a cross X mark in the voting space before the name of each candidate for whom he desires to vote on whatever ticket he may be

must not make a cross X mark in the circle above the name of any party, but shall make a cross X mark in the circle for a straight ticket, does not contain the names of candidates for all offices for which the elector may vote, he may vote for candidates for such offices so omitted by making a cross X mark before the names of candidates for such offices on other tickets, or by writing the names, if they are not printed upon the ballot, in the blank column under the title of the office of which he desires to give on each such question submitted, the elector shall make a cross X mark in the blank square space on the right of and after the answer "Yes" or "No," which he desires to give on each such question submitted. One straight line at any angle within a circle, or within the voting spaces, shall be deemed a valid voting mark.

§ 106. Manner of voting.—When the ballot or ballots which an elector has received shall be prepared as provided in section one hundred and five of this act, he shall leave the voting booth with his ballot folded so as to conceal the face of the ballot, but show the indorsement and fac simile of the signature of the official on the back thereof, and, keeping the same so folded, shall proceed at once to the inspector in charge of the ballot box, and shall offer the same to such inspector. Such inspector shall announce the name of the elector and the printed number on the stub of the official ballot or ballots are properly folded, and have no mark or tear

standard for the entitled to pass again within the guardian for the pulpose of vicings of receive any further ballots.

§ 107. When unofficial ballots may be voted.——If, for any cause, the official ballots shall not be provided as required by law at any polling place, upon the opening of the polls of an election thereat, or if the supply of official ballots shall be exhausted before the polls are closed, unofficial ballots, printed or written, made as nearly as practicable in the form of the official ballot, may be

used. § 108. Challenge. — Subdivision 1.—A person may be challenged either when he applies to the ballot clerk for official ballots, or when he offers to an inspector the ballots he intends to vote, or previously by notice to that effect to an inspector by any elector. The name of the person challenging shall not be disclosed by an election officer unless required by a court or a judicial officer. It

shall be the duty of each inspector to challenge every person offering to vote, whom he shall know or suspect not to be duly qualified as an elector. If any person offering to vote at any election shall be challenged in relation to his right to vote thereat, one of the inspectors shall tender to him the following preliminary oath: "You do swear (or affirm) that you will fully and truly answer all such questions as shall be put to you touching your place of residence and qualifications as an elector." The inspectors or one of them shall then question the person challenged in relation to his name; his place of residence before he came into that election district; his then place of residence, his citizenship; whether he be a native or naturalized citizen, and if the latter, when, where, and in what court, or before what officer he was naturalized; whether he came into the election district for the purpose of voting at that election; how long he contemplates residing in the election district, and all other matters which may tend to test his qualifications as a resident of the election district, citizenship and right to vote at such election at such polling place. If any person shall refuse to take such preliminary oath when so tendered, or to answer fully any such question which may be put to him, his vote shall be rejected. After receiving the answers of the persons so challenged, the board of inspectors shall point out to him the qualifications, if any, in respect to which he shall appear to them to be deficient.

shall point out to him the qualifications, if any, in respect to which he shall appear to them to be deficient.

Subdivision 2. General oath.—If the person so offering to vote, shall persist in his claim to vote, and the challenge be not withdrawn, one of the inspectors shall then administer to him the following general oath: "You do swear (or affirm) that you are twenty-one years of age, that you have been a citizen of the United States for ninety days, and an inhabitant of this state for one year next preceding this election, and for the last four months a resident of this county, and for the last thirty days a resident of this election district, and that you have not voted at this election." If the person so offering to vote shall be challenged for causes stated in section two of article two of the constitution of this state, the following additional oath shall be administered by one of the inspectors: "You do swear (or affirm) that you have not received or offered, do not expect to receive, have not paid, offered or promised to pay, contributed, offered or promised to contribute to another, to be paid, or used, any money, or other valuable thing, as a compensation or reward for the giving, or withholding, of a vote at this election, and have not made any promise to influence the giving or withholding of any such vote, and that you have not made, or become directly or indirectly, interested in any bet or wager depending upon the result of this election." If the person so offering to vote shall be challenged on the ground of having been convicted of bribery or any infamous crime, the following additional oath shall be administered to him by one of the inspectors: "You do swear (or affirm) that you have not been convicted of bribery or any infamous crime, or if so convicted, that you have been pardoned and restored to all the rights of a citizen." If any person shall refuse to take either oath so tendered his vote shall be rejected, but if he take the oath or oaths tendered him, his vote shall be accepted.

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doned and restored to all the rights of a citizen." If any person shall refuse to take either oath so tendered his vote shall be rejected, but if he take the oath or oaths tendered him, his vote shall be accepted.

Subdivision 3. Record of persons challenged.—The inspectors of election shall keep a minute of their proceedings in respect to the challenging and administering oaths to persons offering to vote, in which shall be entered, by one of them, the name of every person who shall be challenged or take either of such oaths, specifying in each case whether the preliminary oath or the general oath, or both were taken. At the close of the election, the inspectors shall add to such minutes a certificate to the effect that the same are all such minutes as to all persons challenged at such election in such district. § 110. Canvass of votes. Subdivision 1. Preparation for canvass.—As soon as the polls of an election are closed, the inspectors of election thereat shall publicly canvass and ascertain the votes, and not adjourn or postpone the canvass or certified copies thereof, at any place other than the polling place, or at any time other than immediately after the canvass is completed, and any election officer or person who shall take from the polling place any such statement before it shall have been signed as herein provided, is guilty of a felony, and shall be punished, upon conviction thereof, by imprisonment in a state prison for not less than two nor more than five years. The room in which such canvass is made shall be clearly lighted, and such canvass should be made in plain view of the public. It shall not be lawful for any person or persons, during the canvass, to close or cause to be closed, the main entrance to the room in which such canvass is conducted in such manner as to prevent ingress or egress thereby. When two ballot boxes are provided for the reception of two different kinds of ballots voted, the said ballot boxes shall be opened and the ballots therein canvassed in the following order, namely

ing to unofficial ballots. The chairman only of the board of inspectors shall unfold the ballots taken from the ballot box.

Subdivision 2. Intent of electors.—No. 1. If the elector marks more names than there are persons to be elected to an office, or if for any reason it is impossible to determine the elector's choice for an office to be filled, his vote shall not be counted for such office, but shall be returned as a blank vote for such office.

No. 2. If the elector shall have made a cross X mark in the circle at the head of a party ticket and before the names of individual candidates on such ticket shall be treated as surplusage, and his vote shall be counted for all the candidates on such ticket shall be treated as surplusage, and his vote shall be counted for all the candidates on such ticket so marked in the circle.

No. 3. If the elector shall have made a cross X mark in the circle above the name of the party, some of whose candidates he desired to vote for, and he shall also have placed a cross X mark before the name of any candidate of any other party for any office, the cross X mark in the circle above the name of the party ticket must be deemed to have cast the elector's vote for every candidate on the ticket of such party so marked except for the candidate or candidates for the offices which are individually marked on other tickets, and the candidate or candidates for the offices provided, however, that,

other ticket or tickets shall be deemed the choice of the voted for in any election district for the same office, No. 4. Where two or more persons are to be voted for in any election district for the same office, as two or more justices of the supreme court, or presidential electors, and the names of the several candidates therefor are printed on any party ticket under the title of the office for which all are running, and the elector shall have made a voting mark in the circle at the head of the party ticket, and shall also have made a voting mark before one or more of the group of candidates for such office on one other ticket only, he shall be deemed to have cast his vote for all the candidates for such office on the party ticket so marked in the circle, except for such candidates of such party whose names are upon the same lines as the names of the candidates upon the other ticket so individually marked, and his vote shall be counted for the candidates of such party which he has so individually marked, unless in addition to marking the ticket in the circle at its head, he shall also have made a cross X mark before

each one of the group of candidates for such office for whom he desires to vote on the ticket thus marked in the circle; and provided, further,

No. 5. That where two or more persons are to be voted for in any election district for the same office, as presidential electors or justices of the supreme court, and the names of the several candidates therefor are printed on any party ticket under the title of the office for which all are running and the elector shall have made a voting mark in the circle at the head of the party ticket, and shall also have made a voting mark before the names of candidates for such office for which all are running upon more than one other party ticket, he must also indicate by voting marks on the ticket so marked in the circle the individual candidates of the group of candidates so running upon such ticket for such office for whom he desires to vote, but if he has not, his vote shall only be counted for the candidates for such office for whom he desires to vote, but if he has not, his vote shall only be counted for the candidates for such office for which no other candidates or candidates is or are named on such other ticket or tickets so marked an the circle his vote shall be counted for such candidate or candidates.

Subdivision 3. Method of counting.—The method of counting shall be as follows: The straight ballots, that is, the ballots on which all the candidates on one party ticket and no others are voted for shall be separated from the split ballots and counted, and the number of straight party votes for each candidate shall be entered in gross opposite his name on each tally sheet by each poll clerk. The chairman of the board shall then take the split ballots separately, and announce the vote for the contract of the counting.—The method of counting and the vote fore to ach candidate so and shall the read shall the read of the party votes for each candidate shall be entered in gross opposite his name on each tally sheet by each poll clerk. The chairman of the board shall the vot

to the officer commanding the police department of such city. Such statement shall be preserved for six months by the police, and shall be presumptive evidence of the result of such canvass for each such office.

§ 111. Original statement of canvass and certified copies.—Upon the completion of the canvass, the board of inspectors of election shall make and sign an original statement thereof showing the kind of election, the date when held; the number of the election district; the town or ward, and the city and county in which it was held, on the first page or pages of which there shall be return of the allots voted, following which there shall be a separate return for each office of the votes cast for each candidate therefor in the form prescribed for such returns and statement in section eighty-four of the election law. At the end of the last detailed statement of votes cast for candidates, they shall add a statement of the number of general ballots protested as marked for identification," which ballots shall be endorsed by the inspectors "protested as marked for identification," generifying the more of the protested of the protested as a part of their original statement a return of the number of court of the inspectors shall also make as a part of their original statement a return of the number of court of the inspectors shall also make as a part of their original statement a return of the number of court of the inspectors shall also make as a part of their original statement are turn of the number of court of the state of the protested as being marked for identification below shall be indoored on the outside thereof with the package, which shall be indoored on the outside thereof with the package, which shall be indoored on the outside thereof with the package, which shall be indoored on the outside thereof with the number of the canvass. If ballots are voted on any constitutional amendment, proposition or question, a similar return of the ballots and votes cast thereon shall be made and included as a part o

and at the expiration of such time may be disposed of in the discretion of the officer or board having custody of the same.

§ 114. Judicial investigation of ballots.—If any certified original statement of the result of the canvass in an election district shall show that any of the ballots counted at an election therein were objected to as marked for identification, a writ of mandamus may, upon the application of any candidate voted for at such election in such district, within twenty days thereafter, issue out of the supreme court to the board or body of canvassers, if any, of the return of the inspectors of such election district, and otherwise to the inspectors of election making such statement requiring a recount of the votes of such ballots. If the court shall, in the proceedings upon such writ, determine that any such ballot was marked for the purpose of identification, the court shall order such ballot and the votes thereon to be excluded upon a recount of such votes. A like writ may in the same manner be issued to determine whether any ballot and the votes thereon which has been rejected by the inspectors as void, shall be counted. If in the proceedings upon such writ the court shall determine that the votes upon any such ballot rejected as void shall be counted, the court shall order such ballot and the votes thereon to be counted upon a recount of such votes. Boards of inspectors of election districts, and boards of canvassers, shall continue in office for the purpose of such proceedings.

Number of Elector.	NAMES OF ELECTORS.	RESIDENCE OF ELECTORS. (BY STREET AND NUMBER IF IN A CITY, OR A BRIEF DESCRIPTION OF LOCALITY.)
1	Archer, George.	80 Washington St.
4	Ableman, Albert.	29 Jackson St.
8	Andrews, Robert.	Main St., near Plank Road.
1 1	Arkell, George E.	200 Plain St.
16	Allen, Victor.	39 Columbia St.

NOTES.

Names of voters. The law requires poll clerks to enter upon the poll lists the names of all persons to whom a set of official ballots shall have been delivered in the alphabetical order of the first letter of his surname.

Residence of voters. The law makes it obligatory upon poll clerks to enter upon the poll-lists the residence of all voters, by street number if any, if no street number by a brief description of the locality.

Printed number on ballot stub delivered to voters. The election law makes it obligatory on the pollclerks to enter on the poll-list in the appropriate column, the printed number upon the stubs of ballots delivered to the voter. If the ballot or set of ballots delivered to any elector shall be returned by him to the ballot clerk, and he shall obtain a new ballot or set of ballots, the poll-clerks shall write opposite his name on the poll-books, in the proper column the printed number on the stubs of such ballot or additional set of ballots. Each poll-clerk shall make a memorandum upon his poll-book opposite the name of each person who shall have been challenged and taken either of the oaths prescribed upon such challenge, or who shall have received assistance in preparing his ballot and sh ll also enter upon the poll-book opposite the name of such person the names of the election officers or persons who rendered such assistance, and the cause or reason assigned for such assistance by the elector assisted.

Returned ballots. Three sets of ballots can be issued to a voter to replace spoiled ballots, but a person who receives a set of ballots and returns it, neglecting to vote, and passes outside the guard-rail, shall not be permitted to pass again within the guard rail for the purpose of voting or to receive any further ballots.

Number on Ballots delivered to Electors.	Number on Ballots Voted.	REMARKS.
27	27	Challenged.
97	97	
102	102	Blind, assisted by —————.
106 109	109	
140	140	

Ballot-boxes and ballots deposited. "There shall be but one ballot box at each polling place for receiving all ballots cast for candidates for office, which box shall be conspicuously marked 'Box for general ballots.' There shall also be a ballot box for the reception of ballots found to be defective in printing, or mutilated before delivery to electors, and for ballots spoiled and returned by electors, which box shall be conspicuously marked 'Box for spoiled and mutilated ballots.' There shall also be a box for detached ballot stubs, which box shall be conspicuously marked, "Box for detached ballot stubs." If proposed constitutional amendments, or other propositions or questions may lawfully be voted upon thereat, there shall be a separate ballot box at each polling place for the reception of ballots upon such amendments or propositions, or questions, which box shall be marked conspicuously, 'Box for questions submitted.'"

Remarks. Under the head of remarks each poll-clerk shall make a memorandum upon his poll book opposite the name of each person who shall have been challenged or taken either of the oaths prescribed upon such challenge, or who shall have received assistance in preparing his ballot and shall also enter upon the poll-book opposite the name of such person the names of the election officers or persons who rendered such assistance, and the cause or reason assigned for such assistance by the elector assisted.

NUMBER OF ELECTOR,	names of Electors.	RESIDENCE OF ELECTORS. By Street and Number if in a city, or a brief description of locality.	Number on Ballots delivered to Electors.	Number on Ballots Voted.	REMARKS.	A P C
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20 26 60	Aldrich Symilian Aldrich John P. Achsley Mcklellen Gebsley Ornif	Sundown .	26	20		FC
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